

Lo Yuk Ming Dennis, *et al.*  
Application No.: 09/944,951  
Page 9

PATENT

### REMARKS/ARGUMENTS

A supplemental amendment was filed on December 02, 2004 in response to a telephonic conversation with Examiner Goldberg. In this second supplemental amendment Applicants amend Claim 1 to more specifically claim Applicants' invention and to clarify the language of claim 1.

Applicants request the Examiner to consider the following remarks in light of the newly amended claims.

#### Status of the Claims

Claims 1-8, and 10-38 are pending in the application. New claim 39 has been added. The status of the claims is as follows: Claims 3-7, 14, 16, and 18-21 (original), claims 1, 2, 8, 10-13, 15, 17, and 22-33 (currently amended), claim (canceled), claims 34-38 (withdrawn), and claim 39 (new).

Applicants have amended Claim 1 to recite as step (a) "obtaining from one of the individuals a biological sample comprising the DNA species originating from the cells of different individuals." Support for this amendment is found, for example, on page 9 of Applicants' Response To Final Office Action Mailed on October 17, 2003, with RCE. This amendment does not add new matter, is intended to clarify the claim, and is not intended to limit its scope.

Entry of the amendment and allowance of claims 1-8, 10-33, and 39 is respectfully requested.

### CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of

Lo Yuk Ming Dennis, *et al.*  
Application No.: 09/944,951  
Page 10

PATENT

Allowance at an early date is respectfully requested. Once the Notice of Allowance is received, Applicants will cancel claims 34-38.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Siegfried J. Ruppert, Ph.D.  
Reg. No. 44,312

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: 415-576-0200  
Fax: 415-576-0300

60370021 v1